

PROPOSING AN AMENDMENT TO ARTICLE 16, SECTION
30 OF THE CONSTITUTION OF TEXAS, RELATING
TO TERM OF OFFICE OF CITY OFFICERS.

H. J. R. No. 42.]

HOUSE JOINT RESOLUTION.

Proposing Amendments to Section 30, of Article 16 of the Constitution of Texas, permitting elected officials of a city that has adopted and amended its charter as provided in Section 5, of Article XI of the Constitution of Texas, by amendment to such city's charter to hold office not exceeding four (4) years; providing for its submission to the voters of the State of Texas as required by the Constitution and making an appropriation therefor.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. That Section 30, Article 16 of the Constitution of Texas be amended so as to hereafter read as follows:

"Section 30. The duration of all offices not fixed by this Constitution shall never exceed two (2) years, except that the elected officials of a city that has adopted and amended its Charter as provided in Section 5, Article XI of the Constitution of Texas may, by amendment to such city's charter, hold office not to exceed four (4) years; provided, that when a Railroad Commission is created by law it shall be composed of three (3) Commissioners who shall be elected by the people at a General Election for State Officers, and their terms of office shall be six (6) years; provided, Railroad Commissioners first elected after this Amendment goes into effect shall hold office as follows: One shall serve two (2) years, and one four (4) years, and one six (6) years; their terms to be decided by lot immediately after they shall have qualified. And one Railroad Commissioner shall be elected every two (2) years thereafter. In case of vacancy in said office the Governor of the State shall fill said vacancy by appointment until the next General Election."

SEC. 2. The foregoing Constitutional Amendment shall be submitted to the qualified electors of the State on the next General Election to be held on the first Tuesday after the first Monday in November, 1934, at which election all voters favoring such proposed amendment shall write or have printed on their ballots the words, "For the Amendment to the Constitution of the State of Texas permitting Home Rule Cities to so amend their charters that the elected officials of such cities may hold office not to exceed four (4) years," and those opposed shall write or have printed on their ballots the words, "Against the Amendment to the Constitution of the State of Texas permitting Home Rule Cities to so amend their charters that the elected officials of such cities may hold office not to exceed four (4) years."

SEC. 3. The Governor of the State is hereby directed to issue the necessary proclamation for said election and have the same published as required by the Constitution and existing laws of the State.

SEC. 4. The sum of Five Thousand Dollars (\$5,000.00) or so much thereof as may be necessary, is hereby appropriated out of any funds in the Treasury of the State not otherwise appropriated to pay the expenses of said publication and election.

[NOTE.—H. J. R. No. 42 passed the House, April 12, 1933, by a vote of 112 yeas, 15 nays; passed the Senate, April 27, 1933, by a vote of 22 yeas, 7 nays.]

Filed in the Department of State, May 10, 1933, with the Governor's signature.

GRANTING THE FIRST NATIONAL BANK OF ALVARADO, TEXAS, THE FIRST NATIONAL BANK OF GRANDVIEW, TEXAS, AND THE WOMACK CONSTRUCTION COMPANY, THEIR SUCCESSORS OR ASSIGNS, PERMISSION TO SUE THE STATE OF TEXAS.

H. C. R. No. 45.]

HOUSE CONCURRENT RESOLUTION.

WHEREAS, On or about July 6, 1921, the State of Texas, acting by and through its Highway Commission, and Johnson County acting by and through its Commissioners Court, made and entered into a legal and valid contract with Womack Construction Company, a private corporation, for the construction and completion of Federal Aid Projects Nos. 181 and 228 on State Highway No. 2-A, beginning at the Hill County line and extending through and across Johnson County to the Tarrant County line, said Highway being now designated as State Highway No. 2; and

WHEREAS, Said contract provided that the cost of constructing said Highway under said contract through Johnson County should and would be borne and paid, fifty per cent (50%) by Johnson County and fifty per cent (50%) by State and Federal Aid; and

WHEREAS, Johnson County had prior thereto, and in May, 1919, voted a Two Million Dollar countywide road bond issue, which bonds had been sold and the proceeds thereof deposited in The National Bank of Cleburne, which was then and continued to be the duly and legally selected County Depository of the funds of Johnson County; and